IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

THURSDAY, THE 25TH OCTOBER 2007 / 3RD KARTHIKA 1929

WP(C).No. 25014 of 2007(C)

PETITIONER:

SHRI P.VELAYUDHAN KUTTY,S/O.PERIYA SWAMY CHETTIAR,KIZHAKKE HOUSE,MANDAPAM P.O,PUDUCODE POST PALAKKAD, NOW WORKING AS CHIEF EXECUTIVE OFFICER, AL-QABAS PRINTING PRESS,P.O.BOX 345,P.C.113-MUSCAT SULTHANATE OF OMAN,REP.BY HIS WIFE & P/A HOLDER SMT.BHAGYA LAKSHMI AT THE KERALA ADD: SHOWN ABOVE.

BY ADV. SRI.P.K.ABOOBACKER(EDAPPALLY)

RESPONDENTS:
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1. THE STATE OF KERALA, REPRESENTED BY ITS CHIEF SECRETARY TO GOVT., GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.

2. THE SUPERINTENDENT OF POLICE, PALAKKAD.

3. THE DEPUTY SUPERINTENDENT OF POLICE, ALATHUR, PALAKKAD DISTRICT.

4. THE SUB INSPECTOR OF POLICE, VADAKKANCHERRY POLICE STATION, PALAKKAD DISTRICT.

ADDL.R5 IMPLEADED

5. SAVITHRI ALIAS VELAMMA RETIRED TEACHER, KARUVAPPADAM HOUSE PALAKKAD IS IMPLEADED VIDE ORDER IN I.A. NO.11633/07 DT. 4.9.07.

BY ADV. SRI.K.R.RAGHUNATH
BY GOVERNMENT PLEADER SRI.SALIM P.A.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 25/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.25014/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE WRITE UP APPEARED IN THE NATTUVARTHAMANAM COLUMN OF MANGALAM DAILY DT. 14.6.06.

EXT.P2:- COPY OF THE FIR DT. 4.7.96 IN CRIME NO.226/956 OF THE VADAKKANCHERRY POLICE STATION.

EXT.P3:- COPY OF THE OF THE FINAL REPORT DT. 25.3.03 FILED BY 4TH RESPONDENT BEFORE THE J.F.C.M.I, ALATHOOR.

EXT.P4:- COPY OF THE PETITION FOR SANCTION FILED BY THE 4TH RESPONDENT BEFORE THE J.F.C.M.I ALATHOOR FOR RE- INVESTIGATION.

EXT.P5:- COPY OF THE COVERING LETTER DT. 8.12.06 FORWARDED BY THE IST RESPONDENT TO THE PETITIONER.

/TRUE COPY/

P.S. TO JUDGE

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K.BALAKRISHNAN NAIR & T.R.RAMACHANDRAN NAIR, JJ.

Writ Petition (C) No.25014 of 2007-C

Judgment

Balakrishnan Nair, J.

The petitioner has approached this Court, alleging that the Police are harassing him in connection with the missing of one Mr.Purushothaman, who is the son of the additional 5th respondent. The petitioner is working in the Gulf. He was instrumental in taking Mr.Purushothaman to the Gulf and arranging some job for him. But, after some time, his whereabouts were not known. The 5th respondent approached this Court seeking appropriate reliefs against the Police for not properly investigating into the missing of her son. Thereafter, the Police registered a crime and as part of the investigation, several persons, including the petitioner were questioned. In that process, the petitioner felt that he was being harassed and therefore, this Writ Petition was filed seeking appropriate reliefs against the Police. The learned Government Pleader upon instruction submitted that the investigation is already over and the final report under Section 173 Cr.PC. has been filed before the court concerned on 10.07.2007. In view of the above submission, there is no occasion for any

further alleged harassment of the petitioner. Accordingly, the Writ Petition is closed.

K.BALAKRISHNAN NAIR,JUDGE

25.10.2007 **T.R.RAMACHANDRAN NAIR, JUDGE**

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